

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2012-379-T - ORDER NO. 2013-38
JANUARY 29, 2013

IN RE: Application of Two Oaks Moving &) ORDER GRANTING
Deliveries, LLC for a Class E (Household) CLASS "E"
Goods) Certificate of Public Convenience) (HOUSEHOLD GOODS)
and Necessity for Operation of Motor) MOTOR CARRIER
Vehicle Carrier) CERTIFICATE OF
) PUBLIC CONVENIENCE
) AND NECESSITY

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of Two Oaks Moving & Deliveries, LLC ("Two Oaks" or "Applicant") for a Class E (Household Goods) Certificate of Public Convenience and Necessity. Two Oaks seeks authority to move household goods in Charleston, Dorchester, and Berkeley Counties. Pursuant to 26 S.C. Code Ann. Regs. 103-817(C)(3)(a), the Applicant timely published notice of this matter in a newspaper of general circulation in the area where authority to operate is sought. No parties intervened, and a hearing on the Application was held on January 16, 2013, in the offices of the Commission.

The parties at the hearing included the Applicant, Kenneth Culpepper, represented by John E. Robinson, Esquire, and the Office of Regulatory Staff ("ORS"), represented by Courtney Edwards, Esquire. George Parker, Manager of the ORS Transportation Department, testified for ORS.

During the hearing, Culpepper testified to his knowledge and experience in the moving industry and stated that he was aware of and intended to comply with the Commission's regulations concerning household goods movers. For ORS, Parker testified that he found the Application to be in order. Parker also stated that he performed an inspection and found the Applicant's equipment to be acceptable.

The Commission also finds the Application to be in order. Additionally, we conclude that Two Oaks has demonstrated that it is fit, willing, and able to operate as a household goods mover pursuant to S.C. Code Ann. § 58-23-330 and 26 S.C. Code Ann. Regs. 103-133. Furthermore, we find that the public convenience and necessity is not already being served by existing authorized service. Therefore, the Application of Two Oaks should be granted.

IT IS THEREFORE ORDERED:

1. The Application of Two Oaks Moving & Deliveries, LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity is approved for the Applicant to transport household goods in Charleston, Dorchester, and Berkeley Counties.

2. The Applicant shall file with the Office of Regulatory Staff the proper insurance, safety rating, and other information required by S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 of the Commission's Rules and Regulations for Motor Carriers, as amended, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, as amended, within ninety (90) days of the

date of this Order, or within such additional time as may be authorized by the Commission.

3. Upon compliance with S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann. Regs. Vol. 26 (1976), as amended, a Certificate shall be issued by the Office of Regulatory Staff authorizing the motor carrier services granted herein.

4. Prior to compliance with the above-referenced requirements and receipt of a Certificate, the motor carrier services authorized by this Order shall not be provided.

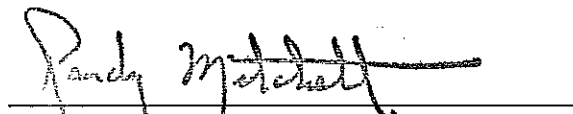
5. Failure of the Applicant to either (1) complete the certification process by complying with the Office of Regulatory Staff requirements of causing to be filed with the Commission proof of appropriate insurance and an acceptable safety rating within ninety (90) days of the date of this Order or (2) to request and obtain from the Commission additional time to comply with the requirements of the Commission as stated above, may result in the authorization approved in the Order being revoked

6. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


David A. Wright, Chairman

ATTEST:


Randy Mitchell, Vice Chairman
(SEAL)